

Body issuing; it seemed very hard, and yet seemeth to the Givers and their Heirs that their Will being expressed in the Gift, was not heretofore, nor yet is observed. (4) In all the cases aforesaid, after Issue begotten and born between them (to whom the Lands were given under such Condition) heretofore such Feoffees had Power to aliene the Land so given, and to disherit their Issue of the Land, contrary to the Minds of the Givers, and contrary to the Form expressed in the Gift. (5) And further, When the Issue of such Feoffee is failing, the Land so given ought to return to the Giver, or his Heir, by form of the Gift expressed in the Deed, though the Issue (if any were) had died: (6) Yet by the Deed and Feoffment of them (to whom Land was so given upon Condition) the Donors have heretofore been barred of their Reversion, which was directly repugnant to the Form of the Gift.

II. Wherefore our Lord the King, perceiving how necessary and expedient it should be to provide Remedy in the aforesaid Cases, hath ordained, That the Will of the Giver, according to the Form in the **89** *Deed of Gift manifestly expressed, shall be from henceforth observed; so that they

donatorum quod voluntas ipsorum in donis suis expressa non fuerit prius nec adhuc est observata. In omnibus enim predictis casibus post prolem suscitata & exeuntem ab ipsis quibus tenementum sic fuit datum conditionaliter hucusque habuerunt hujusmodi feoffati potestatem alienandi tenementum sic datum & exheredandi de tenemento exitum ipsorum contra voluntatem donatorum & formam de dono expressam. Et praeterea cum deficiente exitu de hujusmodi feoffatis tenementum sic datum ad donatorem vel ad ejus heredem reverti debuit per formam in carta de dono expressam licet exitus si quis fuerit obisset per factum & feoffamentum ipsorum quibus tenementum sic fuit datum sub conditione exclusi fuerunt hucusque de reversione eorundem tenementorum quod manifeste fuit contra formam doni sui.

Propter quod dominus rex perpendens quod necessarium & utile est in predictis casibus apponere remedium statuit quod voluntas donatoris secundum formam in carta doni sui manifeste expressam decetero observetur ita quod non habeant illi quibus tenementum sic fuit datum sub conditione po-